Office of the Yavapai County Attorney

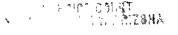
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JOSEPH C. BUTNER, SBN 005229 Deputy County Attorney YCAO@co.yayapai.az.us

Attorneys for STATE OF ARIZONA



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## IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

## IN AND FOR THE COUNTY OF YAVAPAI

STATE OF ARIZONA,

Plaintiff,

VS.

STEVEN CARROLL DEMOCKER,

Defendant.

CAUSE NO. P1300CR20081339

## STATE'S MOTION TO DISMISS WITHOUT PREJUDICE

Assigned to Hon. Warren R. Darrow

The State of Arizona, pursuant to Rule 16.5, Arizona Rules of Criminal Procedure, moves to dismiss P1300CR20081339 without prejudice for the reason that:

The Defendant has been indicted in a new case, P1300CR201001325, that encompasses the charges from the present case.

The State requests that all pending motions in case P1300CR20081339 be transferred to the new case, P1300CR201001325. In addition, the State requests that all exhibits previously submitted in trial and at all hearings, that are currently in the possession of the clerk of the court be released to the appropriate submitting party.

This Motion is not for the purpose of avoiding Rule 8, Arizona Rules of Criminal Procedure.

## Office of the Yavapai County Attorney 255 E. Gurley Street, Suite 300 Prescott, AZ 86301 Phone: (928) 771-3344 Facsimile: (928) 771-3110

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	1	RESPECTFULLY SUBMI
Phone: (928) 771-3344 Facsimile: (928) 771-3110	2	
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	5	COPY of the foregoing mailed this /b day of December, 2010, to:
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	7	
	8	Honorable Warren Darrow Division 6
	9	Yavapai County Superior Court (via email)  Craig Williams Attorney for the defendant Yavapai Law Prescott Valley, AZ (via email)
	10	
	11	
	12	
	13	
	14	Greg Parzych
	15	222 No. Central Ave. Phoenix, AZ 85004
	16	Attorney for the defendant
	17	(via email) Christopher B. DuPont Trautman DuPont
	18	
	19	245 West Roosevelt, Suite A Phoenix, AZ 85003
	20	Attorney for victims
	21	Katherine and Charlotte DeMocker (via email)
	22	Dean Trebesch
	23	Yavapai Public Defender's Office 595 White Spar Rd. Prescott, AZ 86303
	24	
	25	

Sheila Sullivan Polk

YAVAPAI COUNTY ATTORNEY

By:

Joseph C. Butner III

Joseph C. Butner III Deputy County Attorney